

## SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD

August 21-25, 2000

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
8-21	EX	75/287,766	Mighty Enterprises, Inc.	Hanak Hairston* Holtzman	2(d)	Refusal Affirmed		"ACURA SEIKI" [computer numerical control (cnc) machines, namely, cnc vertical machine centers, cnc horizontal machine centers, cnc lathes, cnc mills; and metal working machines, namely, lathes, grinders, and mills]	"AKIRA-SEIKI" [machine tools, namely, computerized numerical control machining centers and turning centers]	First	No
8-21	EX	75/486,276	Nartron Corp.	Cissel Hanak Chapman*	2(e)(1)	Refusal Affirmed		"SMART VOV" [refrigerant metering valves for use in motor vehicles]		Boss	No
8-24	EX	75/291,485	Cambridge Management Corp.	Simms* Hairston Bottorff	2(e)(1)	Refusal Reversed		"VISION EXPERT" [computer processors and computer software to perform real time, computationally intensive processing of data in order to create images representative of the data]		Tingley	No
8-24	EX	75/252,506	Wayne Peters	Hohein* Chapman Wendel	2(d)	Refusal Reversed		"VIRTUAL BIT" [development of software and global computer information network applications, and computer consulting services]	"BIT" and "BIT" (and design) [both marks for computer software consulting services]	Baird	No

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(2) \*=Opinion Writer; (D)=Dissenting Panel Member

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8-24	EX	75/428,204	Cibao Meat Products, Inc.	Simms* Cissel McLeod	2(d)	Refusal Affirmed		"EMILIO'S" (and design) [hot dogs, packaged for sale in supermarkets, groceries and butcher shops]	"EMILIO'S TAPAS BAR RESTAURANT" (and design) [restaurant, bar and lounge services]	R. Lorenzo	No
8-24	EX	75/208,730	Tree of Star's, Inc.	Simms Cissel Rogers*	2(d)	Refusal Affirmed		"WHAT IS REALLY GOING ON?" [production of radio and television programs relating to current events and items of general public interest]	"WHAT'S GOING ON" [radio programming; newsletters for radio listeners featuring news information about people and events in radio]	Yard	No
8-24	EX	75/298,577	Holophane Corp.	Hohein* Hairston McLeod	2(e)(3)	Refusal Reversed		"MILAN" [heavy-duty electric lighting fixtures for outdoor architectural lighting]		First	No
8-24	EX	75/519,155	Needles & Powers, Inc.	Cissel Bucher* McLeod	2(e)(1)	Refusal Affirmed		"FINANCIAL CONSEQUENCES MODEL" [computer multimedia software used as teaching materials demonstrating a visual model for understanding financial statements]		Cross	No

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8-25	OPP	109,424	CSX IP, Inc. and CSX Hotels, Inc. v. Greenbriar Corp.	Seeherman Hairston* Bottorff	2(d)	Opposition Sustained	"THE GREENBRIER" [resort hotel and restaurant services]; "GREENBRIER" and "G" (both marks in stylized lettering) [both marks for resort hotel services]; "THE GREENBRIER" [diagnostic health care services]; "THE GREENBRIER" [conducting exercise classes and providing exercise facilities and health spa and mineral bath services]	"GREENBRIAR CORPORATION...THE ASSISTED LIVING COMPANY" [assisted living centers, namely, residential care facilities providing personal assistance with the activities of daily living including special health care services in the nature of dementia care]			No

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